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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

FRANCIS et al.

Serial No.: 09/888,049

Group Art Unit: 1619

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Filing Date: July 21, 2001

Examiner: Kimberly White

Technology Center 2100

Title: COMPOSITIONS AND METHODS FOR USE THEREOF IN MODIFYING THE  
GENOMES OF MICROORGANISMS

### TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is a Supplemental Information Disclosure Statement, a Form PTO-1449 and copies of the cited references. It is believed that no fee is due.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

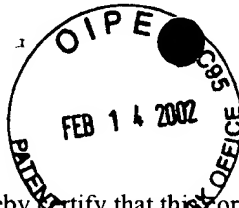
Respectfully submitted,

Date: 30 January 2002

By:

Gary R. Fabian  
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Agent for Applicants

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#### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The information listed below was cited in an International (PCT) Search Report dated September 25, 2001, in a PCT application corresponding to the above-identified U.S. application. A copy of the Search Report, including an indication of the purported relevance of the cited documents, is enclosed herewith. Copies of the information not previously cited to the Examiner, and a completed PTO-1449 form, are also submitted herewith. The Examiner is requested to make this information of official record in the application. The information includes:

United States Patent No. 5,900,362 issued May 4, 1999 to Eberz et al.;

European Publication No. EP 1 016 419 A, published July 5, 2000;

French Publication No. FR 2 693 475 A, published January 14, 1994;

Francis et al., "Monitoring Bioluminescent *Staphylococcus Aureus* Infections in Living Mice Using a Novel LuxABCDE Construct," *Infection and Immunity* 68(6):3594-3600 (2000);

Kozlowski et al., "Vectors Permitting Visual Monitoring of Simple Transposition Events," *Gene* 80(2):217-225 (1989); and



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Lunsford, Dwayne R., "A Tn4001 Delivery System for Streptococcus Gordonil,"  
*Plasmid* 33(2):153-157 (1995).

This Supplemental Information Disclosure Statement is not to be construed as a representation that: (i) additional information material to the examination of this application does not exist; (ii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iii) the above information constitutes prior art to the subject invention.

Respectfully submitted,

Date: 30 Jan 2002

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